IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 10TH APRIL 2007 / 20TH CHAITHRA 1929

Crl.Rev.Pet.No. 1561 of 2007()

CRA.21/2004 of ADDL. SESSIONS COURT (ADHOC), KOLLAM
CC.779/2002 of JUDL.MAGISTRATE OF FIRST CLASS-II, KOTTARAKKARA

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REVN. PETITIONER: REVISION PETITIONER/ACCUSED

A.NOUSHAD, KODUVILA VEEDU,
NEDUVELI, CHERIYA VELINALLOOR P.O.,
VELINALLOOR VILLAGE.

BY ADV. SRI.ALEXANDER GEORGE

RESPONDENTS: COMPANY/STATE

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THOMAS YOHANNAN, S/O.PARAVIL PUTHEN
VEEDU, ARAKANNOOR P.O., ELAMADU VILLAGE,
KOTTARAKARA TALUK.

BY PUBLIC PROSECUTOR SMT.LATHA PRABHAKARAN

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 10/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1561 of 2007

Dated this the 10th day of April, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a compensation of Rs.1,00,000/- to the complainant vide Section 357(3) of the Code of Criminal Procedure.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.1,00,000/- to the complainant and in default, to undergo simple imprisonment for three months. Revision petitioner is granted six months' time from today onwards to pay the amount of compensation. He shall appear before the Judicial First Class Magistrate Court-II, Kottarakara on 12.10.2007 to receive the sentence. Non bailable warrant, pending, if any shall

be kept in abeyance till 10.10.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl